



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

October 24, 2016

SUSAN JACKSON, TREASURER
BERNIE 2016
PO BOX 905
BURLINGTON, VT 05402

Response Due Date

11/28/2016

IDENTIFICATION NUMBER: C00577130

REFERENCE: SEPTEMBER MONTHLY REPORT (08/01/2016 - 08/31/2016)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 4 item(s):

1. Line 28(a) of the Detailed Summary Page of your report discloses a total of -\$65,303.21 in Refunds of Individual Contributions. The sum of the entries itemized on Schedule B-P, however, indicates the total to be \$19,979.97. Please amend your report to clarify the discrepancy. (11 CFR § 104.3(a) and (b))
2. Schedule B-P supporting Line 28(a) of your report discloses refunds to individuals. It appears that your committee has refunded an amount greater than the original contributions for the attached contributors. Please clarify these refunds and amend your report(s) as necessary. (52 U.S.C. § 30104(b) (formerly 2 U.S.C. § 434(b)) and 11 CFR § 104.3(a))
3. Schedule A-P of your report discloses the receipt of contributions designated for the primary election that were received after the end of candidacy date.

The candidate was running for the Democratic Party nomination for President until the party held its presidential nomination roll call vote on 7/26/16. At this time, his status as a candidate for the 2016 Election Cycle ended. Your committee is entitled to keep all primary election contributions made on or before this date, and is allowed to use them in accordance with 11 CFR § 113.2. However, primary election contributions made after this date must be refunded, except to the extent there are net debts outstanding for the campaign on the date each primary election contribution is received. (11 CFR § 110.1(b))

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(3)(ii)

If any of the apparent primary election contributions in question were incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

Please inform the Commission of your corrective action immediately in writing and provide photocopies of any refund checks. Refunds are reported on Line 28(a), (b) or (c), as applicable, of the Detailed Summary Page and on a supporting Schedule B-P of the report covering the period in which they are made. (11 CFR § 104.8(d)(4))

Although the Commission may take further legal action, your prompt action to refund these contributions will be taken into consideration.

4. Schedule A-P (see attached) discloses a contribution(s) from an individual(s) who has a mailing address outside of the United States of America. Please be advised that 52 U.S.C. § 30121(a) (formerly 2 U.S.C. § 441e(a)) and 11 CFR § 110.20 prohibit foreign nationals from making contributions in connection with any election for political office or in connection with any primary election, convention, or caucus held to select candidates for any political office.

If the apparently prohibited contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

If your committee follows the safe harbor guidelines outlined under 11 CFR § 110.20(a)(7) for all contributions received from a foreign address to ensure that the sources of these contributions are not foreign nationals, please provide a detailed description of your procedures. These procedures must be used in all cases where a contributor or donor uses a foreign passport or passport number for identification purposes, provides a foreign address, makes a contribution or donation by means of a check or other written instrument drawn on a foreign bank or by wire transfer from a foreign bank, or resides abroad. A committee is deemed to have conducted a reasonable inquiry into the contributor or donor's nationality if you seek and obtain copies of current and valid U.S. passport papers for U.S. citizens. No person may rely on this safe harbor if he or she has actual knowledge that the source of the funds solicited, accepted, or received is a foreign national.

If you have received a contribution from a foreign national, you must refund

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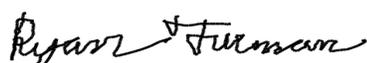
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the impermissible contribution to the donor in accordance with 11 CFR § 103.3(b). Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the refund. In addition, any refunds should be disclosed on Schedule B supporting Line 28(a) of the report during which the transaction was made. Although the Commission may take further legal action concerning the acceptance of a prohibited contribution(s), prompt action on your part to refund or provide clarifying information concerning these contributions will be taken into consideration.

Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. For more information about the report review process or specific filing information for your committee type, please visit <http://www.fec.gov/rad/>. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1151.

Sincerely,



Ryan Furman
Sr. Campaign Finance & Reviewing Analyst
Reports Analysis Division

**Refunds Itemized, No Original Contributions Disclosed
Bernie 2016 (C00577130)**

Contributor Name	Date	Amount	Election
Allin, Drusilla	8/7/16	-\$1,558.46	P2016
Burleigh, Tyler	8/4/16	-\$435.85	P2016
Crispin, Malinda	8/4/16	-\$550.00	P2016
Hammer, Barbara	8/4/16	-\$1,020.00	P2016
Lacy, Harley	8/7/16	-\$972.00	P2016
Mayer, Charles	8/7/16	-\$344.50	P2016
McVeigh, Alice	8/4/16	-\$277.00	P2016
Mondry, Nathan	8/7/16	-\$219.00	P2016
Steinberger, Cynthia	8/7/16	-\$2,646.50	P2016
Tokumitsu, Miya	8/7/16	-\$210.00	P2016
Volo, Karin	8/4/16	-\$683.53	P2016
Ware, David	8/7/16	-\$910.31	P2016
Windel, Aaron	8/4/16	-\$228.00	P2016

**Excessive, Prohibited, and Impermissible Contributions
Bernie 2016 (C00577130)**

Contributions from Individuals with Foreign Addresses

Contributor Name	Date	Amount	Election
Carvalho, Salo	7/28/16	\$50.00	P2016
Preisser, Meenakshi	8/12/16	\$50.00	P2016